

**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

**IN RE NATIONAL PRESCRIPTION
OPIATE LITIGATION**

**MDL No. 2804
Case No. 17-md-2804
Judge Dan Aaron Polster**

This document relates to:

*The County of Cuyahoga v. Purdue
Pharma L.P., et al.*, Case No. 17-OP-45004

*The County of Summit, Ohio, et al. v.
Purdue Pharma L.P. et al.*,
Case No. 18-OP-45090

**DEFENDANTS JANSSEN PHARMACEUTICALS, INC. AND JOHNSON AND
JOHNSON'S MOTION FOR SUMMARY JUDGMENT**

Defendants Janssen Pharmaceuticals, Inc. and Johnson & Johnson (“Defendants”) hereby move for an order granting Defendants’ Motion for Summary Judgment. As described more fully in the accompanying memorandum, Plaintiffs’ claims against Defendants are premised on two categories of alleged wrongdoing: allegedly fraudulent marketing, and alleged failure to prevent diversion of medications. However, neither of these theories can support Plaintiffs’ claims. Accordingly, the Court should grant Defendants’ Motion for Summary Judgment.

Dated: June 28, 2019

Respectfully Submitted,

/s/ Charles C. Lifland
Charles C. Lifland
Sabrina H. Strong
O'MELVENY & MYERS LLP
400 S. Hope Street
Los Angeles, CA 90071
Tel: (213) 430-6000
clifland@omm.com
sstrong@omm.com

*Attorneys for Defendants Janssen Pharmaceuticals,
Inc., Johnson & Johnson, Janssen Pharmaceutica, Inc.
n/k/a Janssen Pharmaceuticals, Inc., and Ortho-
McNeil-Janssen Pharmaceuticals, Inc. n/k/a Janssen
Pharmaceuticals, Inc.*

CERTIFICATE OF SERVICE

I, Charles C. Lifland, hereby certify that the foregoing document was served on June 28, 2019 via electronic transfer to all counsel of record, consistent with the Court's order.

/s/ Charles C. Lifland
Charles C. Lifland
Sabrina H. Strong
O'MELVENY & MYERS LLP
400 S. Hope Street
Los Angeles, CA 90071
Tel: (213) 430-6000
clifland@omm.com